

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

STEPHANIE CUMMINGS,

Defendant.

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8:24CR58

ORDER

This matter is before the Court on the defendant's Unopposed Motion to Continue Trial [42]. For the reasons set forth in the motion, the undersigned magistrate judge finds good cause for the requested continuance.¹ Accordingly,

IT IS ORDERED that the Unopposed Motion to Continue Trial [42] is granted, as follows:

1. The jury trial, now set for August 6, 2024, is continued to **October 8, 2024**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and October 8, 2024**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would unreasonably deny the defendant continuity of counsel and would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. **No further continuances will be granted without requesting a hearing before the undersigned magistrate judge.**

DATED: July 22, 2024.

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**

¹ The motion references scheduling a status conference. For now, the Court will construe the motion as requesting a trial continuance rather than removing it from the trial docket. Counsel are cautioned that further continuances are unlikely and would require a status conference.